

1 DANIEL HILL, ESQ.
HILL FIRM PLLC
2 Nevada Bar No. 12773
228 S. 4th Street, 3rd Floor
3 Las Vegas, Nevada 89101
(702) 848-5000
4 dan@hillfirmllawyers.com
Attorney for Defendant
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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 BARRY GABELMAN,

13 Defendant.
14

Case No. 2:20-cr-000019-JCM-NJK

**STIPULATION TO CONTINUE
SENTENCING DATE**

(First Request)

15 IT IS HEREBY STIPULATED AND AGREED by and between Jason M. Frierson, United
16 States Attorney, and Bianca R. Pucci, Assistant United States Attorney, counsel for the United States
17 of America, and Daniel Hill, counsel for Defendant Barry Gabelman, that the Defendant's sentencing
18 date be extended to a date and time convenient for the Court no sooner than 60 days after the current
19 sentencing date.

20 The Stipulation is entered into for the following reasons:

- 21 1. Defense counsel was appointed to replace trial counsel on April 22, 2022.
- 22 2. Defense counsel is still arranging the transmission of the file from previous
23 counsel, and needs time to discuss sentencing and the PSR with defendant.
- 24 3. The additional time requested is not for the purposes of delay, but to allow
25 defense counsel adequate time to familiarize himself with Defendant's case.
- 26 4. Denial of this request for continuance could result in a miscarriage of justice.

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5. Accordingly, the parties hereby stipulate to continue Defendant Barry Gabelman's sentencing date for 60 days.

DATED this 16th day of May 2022.

By: /s/ Bianca R. Pucci
 BIANCA R. PUCCI
 Counsel for the Government

By: /s/ *Daniel Hill*

 DANIEL HILL
Counsel for the Defendant

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1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
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4 UNITED STATES OF AMERICA,
5 Plaintiff,
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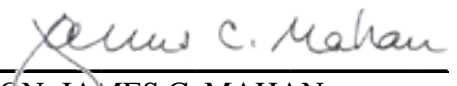
Case No. 2:20-cr-000019-JCM-NJK

ORDER

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10 The ends of justice served by granting said continuance outweigh the best interest of the
11 public and the defendant in a speedy sentencing, since the failure to grant said continuance would be
12 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the
13 opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into
14 account the exercise of due diligence.

15 IT IS THEREFORE ORDERED that sentencing in the above-captioned matter currently
16 scheduled for May 20, 2022 at 10:00 a.m., be vacated and continued to **July 20, 2022, at 10:30**
17 **a.m. .**

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19 DATED May 18, 2022

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23 HON. JAMES C. MAHAN
24 UNITED STATES DISTRICT JUDGE
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